

**FILED EX PARTE AND UNDER SEAL**

UNITED STATES OF AMERICA  
ex rel. WILLIAM C. HYSER  
  
Plaintiffs/Relator  
  
v.  
  
EOD TECHNOLOGY, INC., AND  
DOES 1 THROUGH 75, INCLUSIVE  
  
Defendants.

**FILED UNDER SEAL**

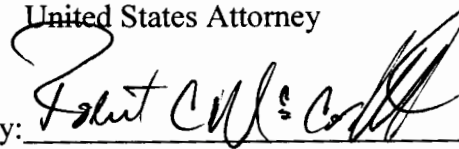
<sup>1</sup> See *U.S. ex rel. [Under Seal] v. EOD Technology, Inc., et al.*, No. 3:10-CV-204, E.D. Tenn.

Since obtaining its last seal extension, the United States has, among other things, negotiated with counsel for Sterling regarding the criteria and parameters to be used in an attempt to narrow the scope of a large universe of emails that Sterling contends are potentially privileged and, therefore, subject to manual privilege review before the emails can be made available to the investigative team for substantive review. That process remains ongoing. In addition, once relevant, non-privileged emails have been reviewed and analyzed, it is anticipated that a number of additional witnesses may need to be interviewed and that additional information will need to be requested from Sterling before the undersigned counsel will be in a position to make a recommendation regarding intervention in this matter.

Given these circumstances, the United States respectfully requests that the Court hold an *in camera* status conference in chambers during which the undersigned counsel can apprise the Court in more detail the status of the ongoing investigation, and grant the United States' application for extension of time to notify the Court of a decision regarding intervention.

Respectfully submitted,  
WILLIAM C. KILLIAN  
United States Attorney

By:



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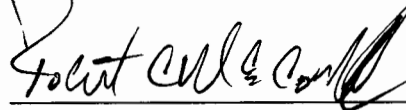
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### CERTIFICATE REGARDING SERVICE

I hereby certify that this *Ex Parte* Status Report is being filed under seal and has not been served on any other party to this action.

A handwritten signature in black ink, appearing to read "Robert C. McConkey, III", written over a horizontal line.

Robert C. McConkey, III  
Assistant U.S. Attorney